

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

CLERK'S OFFICE U.S. DIST. COURT
AT DANVILLE, VA
FILED
for Roanoke
AUG - 3 2012
JULIA C. DUDLEY, CLERK
BY: *M. Lipp*
DEPUTY CLERK

DAVID ATKINS,) CASE NO. 7:11CV00592
vs.)
Plaintiff,)
vs.) FINAL ORDER
DONALD W. FARLEY, SHERIFF,) By: Glen E. Conrad
ET AL.,) Chief United States District Judge
Defendants.)

In accordance with the accompanying memorandum opinion, it is hereby

ADJUDGED AND ORDERED

as follows:

1. Plaintiff's motion for judgment as a matter of law and motion for judgment on the pleadings (DE 13 & 14), and other pending motions are **DENIED**;
2. Defendant Schwartz' motion for judgment on the pleadings (DE 6) is **GRANTED**;
3. The motion to dismiss by Defendants Farley, Shortell, Shank, and Sears (DE 3) is **GRANTED**; and
4. This action is stricken from the active docket of the court.

ENTER: This 31st day of August, 2012.

Glen Conrad

Chief United States District Judge